

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

Court Minutes

October 1, 2007

- C051724 THE PEOPLE v. GILL (Not for Publication)**
The judgment is affirmed.
NICHOLSON, J.
We Concur: Scotland, P J.
Raye, J.
- C051904 THE PEOPLE v. HARRIS (Not for Publication)**
The judgment is affirmed.
MORRISON, J.
We Concur: Scotland, P J.
Nicholson, J.
- C053122 THE PEOPLE v. HINES (Not for Publication)**
The judgment is affirmed.
RAYE, J.
We Concur: Scotland, P.J.
Nicholson, J
- C052453 RINCON BAND OF LUISENO (Not for Publication)**
MISSION INDIANS OF THE
RINCON RESERVATION v.
STATE OF CALIFORNIA et al.
The judgment is affirmed. Defendants are awarded their costs on appeal.
HULL, J.
We Concur: Blease, Acting P.J.
Raye, J.

October 2, 2007

- C052070 THE PEOPLE v. WARREN (Not for Publication)**
The judgment is affirmed.
DAVIS, J.
We Concur: Blease, Acting P J.
Morrison, J.
- C052423 THE PEOPLE v. MONTERO (Certified for Partial Publication)**
The judgment is affirmed.
NICHOLSON, Acting P.J.
We Concur: Morrison, J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

2

Court Minutes

October 2, 2007, continued

- C053486 THE PEOPLE v. THOMAS (Not for Publication)**
The judgment is affirmed. The trial court is directed to prepare an amended minute order consistent with the opinion.
NICHOLSON, J.
We Concur: Blease, Acting P J.
 Sims, J.
- C053552 THE PEOPLE v. RICHARDSON (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We Concur: Nicholson, Acting P J.
 Hull, J.
- C054115 THE PEOPLE v. SHELDON (Not for Publication)**
The trial court is directed to amend the abstract of judgment to reflect this modification and to specify that the \$200 restitution fine (section 1202.4) was imposed on 12/18/05. As amended, the judgment is affirmed. The trial court is directed to send a copy of the amended abstract of judgment to the Department of Corrections and Rehabilitation.
ROBIE, J.
We Concur: Sims, Acting P J.
 Morrison, J.
- C054670 THE PEOPLE v. GRAHAM (Not for Publication)**
The judgment is affirmed.
DAVIS, Acting P.J.
We Concur: Raye, J.
 Robie, J.
- C055065 THE PEOPLE v. PEARCE (Not for Publication)**
The judgment is affirmed.
RAYE, J.
We Concur: Davis, Acting P J.
 Cantil-Sakauye, J.
- C052407 ADAMS v. SUTTER NORTH MEDICAL (Not for Publication)**
FOUNDATION et al.
The judgment is affirmed. Defendants shall recover their costs on appeal.
SIMS, Acting P.J.
We Concur: Raye, J.
 Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

3

Court Minutes

October 2, 2007, continued

- C052813 TRUST REALTY PARTNERS v. (Not for Publication)**
WESTLY, etc., et al.
The judgment is reversed and the matter remanded to the trial with directions to vacate its order granting TRP's motion for summary adjudication and to reconsider that motion in light of the views expressed in this opinion. The parties shall bear their own costs on appeal.
HULL, J.
We Concur: Davis, Acting P.J.
Robie, J.
- C052818 STRONG, etc., et al. v. (Certified for Publication)**
STATE BOARD
OF EQUALIZATION et al.
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Davis, J.
Hull, J.
- C053229 GONSALVES v. SAMMONS (Not for Publication)**
FINANCIAL GROUP, INC., et al.
The judgment is affirmed.
HULL, J.
We Concur: Scotland, P.J.
Davis, J.
- C054564 BULANON v. DEPARTMENT OF (Not for Publication)**
CORRECTIONS AND REHABILITATION
The judgment is affirmed. The Department shall recover its costs on appeal.
DAVIS, J.
We Concur: Sims, Acting P.J.
Hull, J.
- C053721 In re WILLIE. S.; SACRAMENTO (Not for Publication)**
COUNTY DEPARTMENT OF
HEALTH AND HUMAN SERVICES
v. TRACY W.
The judgment of disposition is affirmed.
NICHOLSON, J.
We Concur; Blease, Acting P.J.
Sims, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

Court Minutes

October 2, 2007, continued

- C054558 In re HAILEY S.; BUTTE COUNTY (Not for Publication)**
DEPARTMENT OF EMPLOYMENT
AND SOCIAL SERVICES
v. JOSHUA S. et al
The juvenile court's orders are affirmed.
NICHOLSON, J.
We Concur: Scotland, P.J.
Cantil-Sakauye, J.
- C055061 In re C.S. et al.; PLACER COUNTY (Not for Publication)**
DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. L.S.
The judgment (order terminating parental rights) is affirmed.
HULL, J.
We Concur: Scotland, P.J.
Blease, J.
- C056806 ROBINSON v. CADEI, etc. (Not for Publication)**
BY THE COURT:
Appellant's motion for reconsideration of appeal from order sustaining
a demurrer is denied.
SCOTLAND, P.J.

October 3, 2007

- C050043 THE PEOPLE v. GRIDLEY (Not for Publication)**
The judgment is affirmed.
BLEASE, Acting P.J.
We Concur: Morrison, J.
Robie, J.
- C050431 THE PEOPLE v. SANFORD (Not for Publication)**
The upper term sentence imposed on count 1 is reversed. In all other
respects the judgment is affirmed. The case is remanded to the trial court with
directions to resentence defendant on count 1 in a manner consistent with the
amendments to the Determinate Sentencing Law adopted by the Legislature.
CANTIL-SAKAUYE, J.
We Concur: Davis, Acting P.J.
Hull, J

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

Court Minutes

October 3, 2007, continued

- C052364 THE PEOPLE v. GUERRERO (Certified for Partial Publication)**
The judgment is affirmed.
SIMS, J.
We Concur: Scotland, P.J.
Cantil-Sakauye, J.
- C052567 THE PEOPLE v. FIFIC (Not for Publication)**
The judgment is affirmed.
BLEASE, Acting P.J.
We Concur: Davis, J.
Nicholson, J.
- C052629 THE PEOPLE v. SCOTT (Not for Publication)**
The judgment is modified, striking the three unsentenced prior prison term allegations and reducing the number of actual custody credit from 288 to 228 days. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract and to forward a certified copy to the Department of Corrections and Rehabilitation.
NICHOLSON, J.
We Concur: Scotland, P.J.
Raye, J.
- C052938 THE PEOPLE v. NARES (Not for Publication)**
Judgment is modified to include a court security fee of \$20.... The trial court is directed to prepare an amended abstract As modified, the judgment is affirmed
NICHOLSON, J.
We Concur: Sims, Acting P.J.
Morrison, J.
- C053105 PHL ASSOCIATES, INC., et al. (Not for Publication)**
v. WALLIS et al.
The order imposing sanctions is reversed. The Wallis cross-defendants shall recover their costs on appeal.
NICHOLSON, Acting P.J.
We Concur: Hull, J.
Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

6

Court Minutes

October 4, 2007

C052606 THE PEOPLE v. DIECK (Not for Publication)

The probation condition is modified to read as follows: "Defendant shall not be in any place where he knows any illegal substance is present." As it appears the trial court listed defendant's first name as "Ronald" instead of "Roland" in its order, the trial court is directed to correct defendant's name in the order of probation. The trial court is also directed to send a copy of the amended order of probation to the probation department. As modified, the judgment is affirmed.

NICHOLSON, Acting P.J.

We Concur: Morrison, J.

Cantil-Sakauye, J.

October 5, 2007

C052427 THE PEOPLE v. MELTON (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We Concur: Davis, J.

Nicholson, J.

C052722 THE PEOPLE v. LINAREZ (Certified for Publication)

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Scotland, P J.

Sims, J.